



Sen. M. Maggie Crotty

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LRB094 06513 RAS 43086 a

1 AMENDMENT TO SENATE BILL 158

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 158 on page 1,  
3 immediately after the enacting clause, by inserting the  
4 following:

5 "Section 3. The State Finance Act is amended by changing  
6 Section 8h as follows:

7 (30 ILCS 105/8h)

8 Sec. 8h. Transfers to General Revenue Fund.

9 (a) Except as provided in subsection (b), notwithstanding  
10 any other State law to the contrary, the Governor may, through  
11 June 30, 2007, from time to time direct the State Treasurer and  
12 Comptroller to transfer a specified sum from any fund held by  
13 the State Treasurer to the General Revenue Fund in order to  
14 help defray the State's operating costs for the fiscal year.  
15 The total transfer under this Section from any fund in any  
16 fiscal year shall not exceed the lesser of (i) 8% of the  
17 revenues to be deposited into the fund during that fiscal year  
18 or (ii) an amount that leaves a remaining fund balance of 25%  
19 of the July 1 fund balance of that fiscal year. In fiscal year  
20 2005 only, prior to calculating the July 1, 2004 final  
21 balances, the Governor may calculate and direct the State  
22 Treasurer with the Comptroller to transfer additional amounts  
23 determined by applying the formula authorized in Public Act  
24 93-839 to the funds balances on July 1, 2003. No transfer may

1 be made from a fund under this Section that would have the  
2 effect of reducing the available balance in the fund to an  
3 amount less than the amount remaining unexpended and unreserved  
4 from the total appropriation from that fund estimated to be  
5 expended for that fiscal year. This Section does not apply to  
6 any funds that are restricted by federal law to a specific use,  
7 to any funds in the Motor Fuel Tax Fund, the Hospital Provider  
8 Fund, the Medicaid Provider Relief Fund, or the Reviewing Court  
9 Alternative Dispute Resolution Fund, or to any funds to which  
10 subsection (f) of Section 20-40 of the Nursing and Advanced  
11 Practice Nursing Act applies. Notwithstanding any other  
12 provision of this Section, for fiscal year 2004, the total  
13 transfer under this Section from the Road Fund or the State  
14 Construction Account Fund shall not exceed the lesser of (i) 5%  
15 of the revenues to be deposited into the fund during that  
16 fiscal year or (ii) 25% of the beginning balance in the fund.  
17 For fiscal year 2005 through fiscal year 2007, no amounts may  
18 be transferred under this Section from the Road Fund, the State  
19 Construction Account Fund, the Criminal Justice Information  
20 Systems Trust Fund, the Wireless Service Emergency Fund, or the  
21 Mandatory Arbitration Fund.

22 In determining the available balance in a fund, the  
23 Governor may include receipts, transfers into the fund, and  
24 other resources anticipated to be available in the fund in that  
25 fiscal year.

26 The State Treasurer and Comptroller shall transfer the  
27 amounts designated under this Section as soon as may be  
28 practicable after receiving the direction to transfer from the  
29 Governor.

30 (b) This Section does not apply to any fund established  
31 under the Community Senior Services and Resources Act.

32 (c) This Section does not apply to moneys set aside in the  
33 Illinois State Podiatric Disciplinary Fund for podiatric  
34 scholarships and residency programs under the Podiatric

1 Scholarship and Residency Act.

2 (Source: P.A. 93-32, eff. 6-20-03; 93-659, eff. 2-3-04; 93-674,  
3 eff. 6-10-04; 93-714, eff. 7-12-04; 93-801, eff. 7-22-04;  
4 93-839, eff. 7-30-04; 93-1054, eff. 11-18-04; 93-1067, eff.  
5 1-15-05.)"; and

6 on page 1, immediately after line 32, by inserting the  
7 following:

8 "Moneys set aside for podiatric scholarships and residency  
9 programs under the Podiatric Scholarship and Residency Act, as  
10 provided for in this Section, may not be transferred under  
11 Section 8h of the State Finance Act."